

1 Adopt 2 Cal. Code Regs. Section 18420.1 to read:

2 **§ 18420.1. Payments by State or Local Agencies for a Communication about a**

3 **Measure.**

4 (a) A payment of public moneys by a state or local governmental agency, or by an agent  
5 of the agency, for communications directed to the voters of the jurisdiction, about a measure shall  
6 be considered an expenditure, for purposes of Section 82025, unless the information provided  
7 about the measure in the communications constitutes a fair and impartial presentation of facts  
8 relating to the measure.

9 (b) As used in subdivision (a), a communication is about a measure if the communication  
10 clearly identifies a measure as defined in Regulation 18225(b)(1)(C) or (D).

11 (c) Notwithstanding subdivision (a), a payment for the following communications shall  
12 not be considered an expenditure:

13 (1) An agency report providing the agency's internal evaluation of a measure made  
14 available to a member of the public upon the individual's request.

15 (2) The announcement of an agency's position at a public meeting or within the agenda  
16 or hearing minutes prepared for the meeting.

17 (3) A written argument filed by the agency for publishing in the voter information  
18 pamphlet.

19 (4) A departmental view presented by an agency employee upon request by a public or  
20 private organization, at a meeting of the organization.

21 (5) A communication required by law.

22 (d) A governmental agency that otherwise qualifies as a committee under Section 82013

- 1 shall report all contributions and expenditures, including any expenditure under subdivision (a),
- 2 pursuant to Chapter 4 of the Act.
- 3 Note: Authority cited: Section 83112, Government Code. Reference: Section 82025, Government
- 4 Code.